



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John H. Oates et al.

Application No: 10/099,889

Filing Date: March 14, 2002

Entitled: WIRELESS COMMUNICATIONS
SYSTEMS AND METHODS FOR
DIRECT MEMORY ACCESS AND
BUFFERING OF DIGITAL
SIGNALS FOR MULTIPLE USER
DETECTION

Atty. Docket No: 0102323-00104


Art Unit: 2661

Examiner: Not Yet Assigned

CERTIFICATE OF MAILING

The undersigned certifies that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail addressed to the Assistant Commissioner for Patents, Box: Missing Parts, Washington, DC 20231

Date: 11-15-02


David J. Powsner, Reg. No. 31,868

Commissioner for Patents
Washington, DC 20231

Declaration of Carolyn R. Marks

Dear Sir:

I, Carolyn R. Marks, residing at 49 Russell Road, Somerville, MA 02144, hereby declare as follows:

1. I am an employee at Nutter McClennen & Fish LLP, where I work as an assistant to David J. Powsner, the patent attorney responsible for preparation and filing of the above cited case.
2. To the best of my knowledge, the last known address of Paul E. Cantrell ("Mr. Cantrell") is 15 Prescott Drive, Chelmsford MA 01863.

3. On June 18, 2002, I sent a package on behalf of Mr. Powsner to Mr. Cantrell via Federal Express. The package contained a complete copy of the above cited application, along with a Declaration and Power of Attorney for signature by Mr. Cantrell (as one of several inventors). A cover letter, also included in the package, requested that Mr. Cantrell sign the Declaration and Power of Attorney and return them to Mr. Powsner. A copy of the package is attached as Exhibit A.

4. Mr. Cantrell did not return the signed documents.

5. On August 1, 2002, I spoke with Mr. Cantrell by phone, using a phone number given to me by his last employer, Mercury Computer Systems, Inc., the Assignee. See Exhibit B-1. Mr. Cantrell said he had received the package I sent from Mr. Powsner on June 18, 2002, and said he would review, sign, and return the documents promptly.

6. Again, Mr. Cantrell did not return the signed documents.

7. On August 29, 2002 I attempted to reach Mr. Cantrell by phone at the same number. See Exhibit B-2. I only reached his voicemail and left a message for him reminding him that we still had not received the signed documents and asking him to forward them as soon as possible. I followed up again later that day with a second phone call to Mr. Cantrell and, again, only reached his voicemail – on which I left the same message as before.

8. Mr. Cantrell did not my return my phone calls of August 29, 2002.

9. On September 6, 2002, I again attempted to reach Mr. Cantrell by phone at the same number. See Exhibit B-1. I again only reached his voicemail and I again left a message for him reminding him that we still awaited the signed documents.

10. Again, Mr. Cantrell did not my return my phone call of September 6, 2002.
11. Mr. Cantrell has not returned, signed or otherwise, any of the documents that Mr. Powsner and I forwarded to him in the package of June 18, 2002. Nor has he returned any of my phone calls to him.
12. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 10001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 11-15-02

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